

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application of: Gerd K. Binnig et al Application No: 10/623,916	Assignee: International Business Machines			
Application No: 10/623,916	Group No.: 2189			
Filed: July 21,, 2003	Examiner: Horace L. Flournoy			
	Confirmation No. 5369			
Data Proces	ssing System			

### **CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as Certified Priority Mail (Certified Label 7005-1820-0007-7282-4221) in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: January 3, 2006

Person mailing paper/fee: Richard M. Goldman

Signature:

MAILSTOP NON-FEE AMENDMENT COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith in the above-identified application are:

X Amendment

X Return Postcard

The fee has been calculated as shown below:

#### **CLAIMS PRESENT**

CMINIO I ILDOS: 1						
Claims Remaining:	Highest Number Previously Paid For:	Number Extra		Rate		Fee .
Total Claims	12		<u> </u>			
	7	(-5)	X	\$ 50.00	=	\$0.00
Independent Claims	4					
•	2	(-2)	X	\$ 200.00	=	\$0.00
Multiple Dependent Claim	Fee					\$0.00
TOTAL FILING FEE				4		\$0.00

- X Authorization is hereby made to charge the amount of \$ 000.00 to deposit account Number . 09-0441
- X No additional fee for claims is required
- X Charge any additional fees required by this paper or credit any overpayment in the manner authorized above
- X A duplicate of this paper is attached.

Respectfully submitted,

Richard M. Goldman, Esq., Reg. # 25,585

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**PATENT** 

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In re Application of: Gerd K.Binnig et al.	Assignee: International Business Machines		

Honorable Commissioner for Patents Mail Stop Non Fee Amendment PO Box 1450 Alexandria Virginia 22313-1450

## **AMENDMENT**

Sir:

In response to the Office Action mailed October 3, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.